

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION

CHARLES METCALF; et al.

PLAINTIFFS

vs.

No. 2:04CV276-D-A

GE LIFE & ANNUITY ASSURANCE
COMPANY f/k/a THE LIFE INSURANCE
COMPANY OF VIRGINIA; et al.

DEFENDANTS

ORDER DENYING MOTION TO REMAND

Pursuant to an opinion issued this day, it is hereby ORDERED that

- (1) the Plaintiffs' motion to remand this cause to the Circuit Court of Coahoma County, Mississippi (docket entry 9), is DENIED;
- (2) the Plaintiffs' claims against the Defendants Charles Rosatti, Jr., Larry O'Conner and James Lang are DISMISSED WITHOUT PREJUDICE; and
- (3) this cause of action remains in the jurisdiction of the United States District Court for the Northern District of Mississippi.

SO ORDERED, this the 18th day of July 2005.

/s/ Glen H. Davidson
Chief Judge